

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,)	
)	No. CR-08-085-LRS-1
Plaintiff,)	CR-08-086-LRS
)	
v.)	ORDER DENYING MOTION TO SET
)	CONDITIONS OF RELEASE
MICHEAL D. CHARLES,)	
)	
Defendant.)	
)	

The court, having considered the file, the proffers of the parties, including a DVD and testimony, and arguments, finds the United States has met its burden by clear and convincing evidence of establishing there is not a combination of conditions to reasonably assure absence of risk to the community. The charges are serious, and for his age of 23 years, Defendant has a significant criminal history, including failures to comply. In addition, the DVD reviewed during the hearing on December 4, 2008, showed alleged assaultive behavior.

IT IS ORDERED the Defendant's Motion to set conditions of release (Ct. Rec. 272, No. CR-08-085-LRS-1; Ct Rec. 31, No. CR-08-086-LRS) is **DENIED**.

DATED December 5, 2008.

S/ CYNTHIA IMBROGNO
UNITED STATES MAGISTRATE JUDGE